

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

HENRY GLOVER,) No. C 09-02465 JW (PR)
Petitioner,) ORDER GRANTING EXTENSION
vs.) OF TIME TO FILE COMPLETE *IN
SUPREME COURT,*) FORMA PAUPERIS APPLICATION
Respondent.)
_____)

On June 3, 2009, petitioner, a state prisoner proceeding *pro se*, filed a petition for a writ of habeas corpus pursuant to 28 U.S.C. § 2254. On the same day, the clerk of the court sent a notice to petitioner that a filing fee of \$5.00 was now due or in the alternative, that petitioner must file an In Forma Pauperis Application. (Docket No. 3.) Petitioner was advised that he must respond within thirty days to avoid the action being dismissed.

Petitioner has filed an in forma pauperis application, (Docket No. 4), which is insufficient because petitioner failed to submit the following: (1) a Certificate of Funds in Prisoner's Account completed *and signed* by an authorized officer of the prison; and (2) a copy of his prisoner trust account statement showing transactions for the last six months.

In the interest of justice, the Court will extend the time for petitioner to file the necessary documents to complete his in forma pauperis application. Petitioner must submit the documents **within thirty (30) days** from the date this order is filed. In the alternative, petitioner may file the \$5.00 filing fee.

**FAILURE TO FILE A TIMELY RESPONSE IN ACCORDANCE
WITH THIS ORDER WILL RESULT IN THE DISMISSAL OF THIS
ACTION WITHOUT FURTHER NOTICE TO PETITIONER.**

The clerk shall enclose two copies of the court's In Forma Pauperis Application with a copy of this order to petition.

DATED: October 5, 2009


JAMES WARE
United States District Judge

UNITED STATES DISTRICT COURT
FOR THE
NORTHERN DISTRICT OF CALIFORNIA

HENRY GLOVER,

Case Number: CV09-02465 JW

Petitioner,

CERTIFICATE OF SERVICE

v.

SUPREME COURT,

Respondent.

/

I, the undersigned, hereby certify that I am an employee in the Office of the Clerk, U.S. District Court, Northern District of California.

That on 10/19/2009, I SERVED a true and correct copy(ies) of the attached, by placing said copy(ies) in a postage paid envelope addressed to the person(s) hereinafter listed, by depositing said envelope in the U.S. Mail, or by placing said copy(ies) into an inter-office delivery receptacle located in the Clerk's office.

Henry Glover K-48632
Pelican Bay State Prison
P. O. Box 7500
Crescent City, Ca 95531-7500

Dated: 10/19/2009

Richard W. Wieking, Clerk
/s/ By: Elizabeth Garcia, Deputy Clerk